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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 05 0561 PJH
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER FOR CONTINUANCE UNTIL
v.)	OCTOBER 26, 2005, AND EXCLUDING
)	TIME FROM OCTOBER 5, 2005 TO
ARNULFO LEON CRUZ and)	OCTOBER 26, 2005 FROM SPEEDY
JOSE LOPEZ RAMIREZ,)	TRIAL ACT CALCULATION (18 U.S.C. §
)	3161(h)(8)(A))
Defendants.)	

The parties appeared before the Court on October 5, 2005. With the agreement of the parties, and with the consent of the defendants, the Court enters this order continuing these proceedings until October 26, 2005 at 1:30P.M. for a trial setting before the Honorable Phyllis J. Hamilton, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from October 5, 2005 to October 26, 2005. The parties agreed, and the Court found and held, as follows:

1. The defendants agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from October 5, 2005 to October 26, 2005, outweigh the best interest of the

1 public and the defendants in a speedy trial. § 3161(h)(8)(A).

2 3. Accordingly, and with the consent of the defendants, the Court ordered that the period
3 from October 5, 2005 to October 26, 2005 be excluded from Speedy Trial Act calculations under
4 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

5
6 IT IS SO STIPULATED.

7
8 DATED: _____

/s
ROBERT DAVID REES
Assistant United States Attorney

9
10
11 DATED: _____


/s
RANDY MONTESANO, ESQ.
Attorney for Arnulfo Leon Cruz

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13
14 DATED: _____

/s
STUART HANLON, ESQ.
Attorney for Jose Lopez Ramirez

15
16
17 IT IS SO ORDERED.

18 11/1/05
19 DATED: _____



HON. PHYLLIS J. HAMILTON
United States District Judge